

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:18-cv-01735-CRC**

DEMOCRACY FORWARD FOUNDATION v. UNITED STATES CUSTOMS AND BORDER PROTECTION et al  
Assigned to: Judge Christopher R. Cooper  
Cause: 05:552 Freedom of Information Act

Date Filed: 07/25/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DEMOCRACY FORWARD  
FOUNDATION**

represented by **Nitin Shah**  
DEMOCRACY FORWARD  
FOUNDATION  
P.O. Box 34553  
Washington, DC 20043  
(202) 448-9090  
Email: [nshah@democracyforward.org](mailto:nshah@democracyforward.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES CUSTOMS AND  
BORDER PROTECTION**

represented by **Melanie Dyani Hendry**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2510  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**UNITED STATES DEPARTMENT  
OF HOMELAND SECURITY**

represented by **Melanie Dyani Hendry**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 07/25/2018 | <u>1</u> | COMPLAINT against All Defendants ( Filing fee \$ 400 receipt number 0090-5604040) filed by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons)(Shah, Nitin) (Attachment 4 replaced on 7/27/2018) (zmd). (Entered: 07/25/2018) |
| 07/25/2018 |          | Case Assigned to Judge Christopher R. Cooper. (zmd) (Entered: 07/27/2018)   |
| 07/27/2018 | <u>2</u> | SUMMONS (3) Issued Electronically as to UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, U.S. General. (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 07/27/2018)  |
| 08/01/2018 | <u>3</u> | REQUEST FOR SUMMONS TO ISSUE to <i>Jessie K. Liu, U.S. Attorney for the District of Columbia</i> re <u>1</u> Complaint, filed by DEMOCRACY FORWARD FOUNDATION. Related document: <u>1</u> Complaint, filed by DEMOCRACY FORWARD FOUNDATION.(Shah, Nitin) (Entered: 08/01/2018)  |

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| 08/07/2018 | <u>4</u> | SUMMONS (1) Issued Electronically as to U.S. Attorney. (zrdj) (Entered: 08/07/2018)   |
| 08/13/2018 | <u>5</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/9/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 9/8/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/6/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CUSTOMS AND BORDER PROTECTION served on 8/3/2018; UNITED STATES DEPARTMENT OF HOMELAND SECURITY served on 8/3/2018 (Attachments: # <u>1</u> Declaration)(Shah, Nitin) (Entered: 08/13/2018)  |
| 09/10/2018 | <u>6</u> | ANSWER to Complaint by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY.(Hendry, Melanie) (Entered: 09/10/2018)   |
| 09/10/2018 |          | MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties promptly confer and file a joint proposed schedule for briefing or disclosure by September 25, 2018. Signed by Judge Christopher R. Cooper on 09/10/2018. (lccrc3) (Entered: 09/10/2018)  |
| 09/10/2018 |          | Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 9/25/2018. (znbn) (Entered: 09/10/2018)  |
| 09/25/2018 | <u>7</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 09/25/2018)  |
| 09/27/2018 |          | MINUTE ORDER: Upon consideration of the parties' <u>7</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before November 1, 2018. The parties shall adhere to a briefing schedule on Plaintiff's expedited processing claim as follows: Plaintiff's motion for summary judgment shall be filed on or before October 16, 2018; Defendants' opposition and cross-motion for summary judgment shall be filed on or before November 14, 2018; Plaintiff's reply and opposition shall be filed on or before November 28, 2018; Defendants' reply shall be filed on or before December 12, 2018. Signed by Judge Christopher R. Cooper on 09/27/2018. (lccrc3) (Entered: 09/27/2018) |
| 09/27/2018 |          | Set/Reset Deadlines: Joint Status Report due by 11/1/2018 Summary Judgment motions due by 10/16/2018. Response to Motion for Summary Judgment due by 11/14/2018. Reply to Motion for Summary Judgment due by 11/28/2018. Replies due by 12/12/2018. (lsj) (Entered: 09/27/2018)   |
| 10/16/2018 | <u>8</u> | MOTION for Partial Summary Judgment by DEMOCRACY FORWARD FOUNDATION (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Statement of Facts, # <u>8</u> Text of Proposed Order)(Shah, Nitin) (Entered: 10/16/2018)  |
| 11/01/2018 | <u>9</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 11/01/2018)  |
| 11/02/2018 |          | MINUTE ORDER: The parties shall appear for a telephonic status conference on November 7, 2018 at 12:00 PM. Signed by Judge Christopher R. Cooper on 11/02/2018. (lccrc3) (Entered: 11/02/2018)  |
| 11/05/2018 |          | Set/Reset Hearings: Telephone Conference set for 11/7/2018 at 12:00 PM in Chambers before Judge Christopher R. Cooper. (lsj) (Entered: 11/05/2018)  |
| 11/07/2018 |          | MINUTE ORDER: The parties shall file a status report on or before December 14, 2018, to include an update regarding the first disclosure of responsive documents. Signed by Judge Christopher R. Cooper on 11/07/2018. (lccrc3) (Entered: 11/07/2018)   |
| 11/07/2018 |          | Minute Entry for Telephone Conference held before Judge Christopher R. Cooper on 11/7/2018. Forthcoming Order. (Court Reporter: Lisa Moreira) (lsj) (Entered: 11/07/2018)   |

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| 11/07/2018 |           | Set/Reset Deadlines: Status Report due by 12/14/2018 (lsj) (Entered: 11/07/2018)   |
| 11/09/2018 | <u>10</u> | STIPULATION re <u>8</u> MOTION for Partial Summary Judgment by DEMOCRACY FORWARD FOUNDATION. (Shah, Nitin) (Entered: 11/09/2018)   |
| 11/13/2018 |           | MINUTE ORDER: In light of the parties' <u>10</u> Stipulation, Plaintiff's <u>8</u> Motion for Partial Summary Judgment is denied without prejudice as moot. Signed by Judge Christopher R. Cooper on 11/13/2018. (lccrc3) (Entered: 11/13/2018)                                    |
| 12/14/2018 | <u>11</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 12/14/2018)   |
| 12/17/2018 |           | MINUTE ORDER: Upon consideration of the parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before January 31, 2019. Signed by Judge Christopher R. Cooper on 12/17/2018. (lccrc3) (Entered: 12/17/2018)        |
| 12/18/2018 |           | Set/Reset Deadlines: Status Report due by 1/31/2019 (lsj) (Entered: 12/18/2018)  |
| 01/31/2019 | <u>12</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 01/31/2019)   |
| 02/01/2019 |           | MINUTE ORDER: Upon consideration of the parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before February 12, 2019. Signed by Judge Christopher R. Cooper on 02/01/2019. (lccrc3) (Entered: 02/01/2019) |
| 02/01/2019 |           | Set/Reset Deadlines: Joint Status Report due by 2/12/2019 (lsj) (Entered: 02/01/2019)  |
| 02/12/2019 | <u>13</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY. (Hendry, Melanie) (Entered: 02/12/2019)   |
| 02/13/2019 |           | MINUTE ORDER: Upon consideration of the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before March 29, 2019. Signed by Judge Christopher R. Cooper on 02/13/2019. (lccrc3) (Entered: 02/13/2019)          |
| 02/14/2019 |           | Set/Reset Deadlines: Further Status Report due by 3/29/2019 (lsj) (Entered: 02/14/2019)  |